

11-05-04

14:03

From-HUNTON WILLIAMS

3058102460

T-885

P.001/006

F-112

RECEIVED
CENTRAL FAX CENTER

NOV 05 2004

**HUNTON &
WILLIAMS**1111 BRICKELL AVENUE
BARCLAYS FINANCIAL CENTER
SUITE 2500
MIAMI, FLORIDA 33131-1802TEL 305-810-2500
FAX 305-810-2460**FAX**

TO **NAME** T.C. 1700/Examiner Meeks
 FIRM United States Patent and Trademark Office
 FAX NO.: 703-872-9306
 PHONE NO.: 571-272-1423

 PAGES (INCLUDING COVER): 6

 ORIGINAL TO FOLLOW IN MAIL: ☐ Yes ☒ No

FROM **NAME:** Nancy J. Flint
 DIRECT DIAL: 305-810-2522

MESSAGE Please find attached a Notice of Appeal for U.S. Patent Application Ser. No. 09/477,422.
 Thank you very much for your assistance in this matter.

IF PROBLEM WITH TRANSMISSION, PLEASE CONTACT OPERATOR AT 305 • 536 • 2700 .

OPERATOR

DATE: November 5, 2004
TIME:
CLIENT/MATTER NAME: 21619
CLIENT/MATTER NO.: 000091

This communication is confidential and is intended to be privileged pursuant to the attorney-client privilege and the work-product doctrine. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service.

**RECEIVED
CENTRAL FAX CENTER**

11-05-04

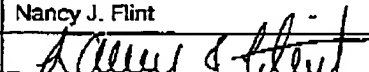
14:03

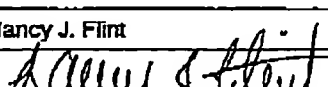
From-HUNTON WILLIAMS

3058102460

T-886 P.002/006 F-112

NOV 05 2004

FEE TRANSMITTAL MAIL STOP AF		<i>Complete If Known</i>																																									
		Application No.		09/477,422																																							
		Filing Date		January 4, 2000																																							
		First Named Inventor		Schaeffer																																							
		Examiner Name		T. H. Meeks																																							
Group Art Unit		1762																																									
Total Amount Of Payment (\$)		1320.00		Attorney Docket No. 13DV13434																																							
METHOD OF PAYMENT (check one)			FEE CALCULATION (continued)																																								
1. <input checked="" type="checkbox"/> The Commissioner for Patents is hereby authorized to charge indicated fees and credit any over payments to Deposit Account No. 50-0206 in the name of Hunton & Williams LLP.			3. ADDITIONAL FEES <table style="width:100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Fee Description</th> <th style="text-align: right;">Fee Paid</th> </tr> <tr> <td><input type="checkbox"/> Surcharge - late filing fee or oath</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input checked="" type="checkbox"/> Three Month Extension of Time</td> <td style="text-align: right;">\$ 980.00</td> </tr> <tr> <td><input checked="" type="checkbox"/> Notice of Appeal</td> <td style="text-align: right;">\$ 340.00</td> </tr> <tr> <td><input type="checkbox"/> Filing Brief in Support of Appeal</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Request for Oral Hearing</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Design Issue Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Plant Issue Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Commissioner</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Revive (Unavoidable)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Revive (Unintentional)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petitions Related to Provisional Applications</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Submission of Information Disclosure Statement</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Filing Submission After Final Rejection</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Recording Each Patent Assignment Per Property</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Filing Request for Reexamination</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Other (specify) Ten (1) advance patent copies</td> <td style="text-align: right;">\$</td> </tr> </table>			Fee Description	Fee Paid	<input type="checkbox"/> Surcharge - late filing fee or oath	\$	<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	\$	<input checked="" type="checkbox"/> Three Month Extension of Time	\$ 980.00	<input checked="" type="checkbox"/> Notice of Appeal	\$ 340.00	<input type="checkbox"/> Filing Brief in Support of Appeal	\$	<input type="checkbox"/> Request for Oral Hearing	\$	<input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)	\$	<input type="checkbox"/> Design Issue Fee	\$	<input type="checkbox"/> Plant Issue Fee	\$	<input type="checkbox"/> Petition to Commissioner	\$	<input type="checkbox"/> Petition to Revive (Unavoidable)	\$	<input type="checkbox"/> Petition to Revive (Unintentional)	\$	<input type="checkbox"/> Petitions Related to Provisional Applications	\$	<input type="checkbox"/> Submission of Information Disclosure Statement	\$	<input type="checkbox"/> Filing Submission After Final Rejection	\$	<input type="checkbox"/> Recording Each Patent Assignment Per Property	\$	<input type="checkbox"/> Filing Request for Reexamination	\$	<input type="checkbox"/> Other (specify) Ten (1) advance patent copies	\$
Fee Description	Fee Paid																																										
<input type="checkbox"/> Surcharge - late filing fee or oath	\$																																										
<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	\$																																										
<input checked="" type="checkbox"/> Three Month Extension of Time	\$ 980.00																																										
<input checked="" type="checkbox"/> Notice of Appeal	\$ 340.00																																										
<input type="checkbox"/> Filing Brief in Support of Appeal	\$																																										
<input type="checkbox"/> Request for Oral Hearing	\$																																										
<input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)	\$																																										
<input type="checkbox"/> Design Issue Fee	\$																																										
<input type="checkbox"/> Plant Issue Fee	\$																																										
<input type="checkbox"/> Petition to Commissioner	\$																																										
<input type="checkbox"/> Petition to Revive (Unavoidable)	\$																																										
<input type="checkbox"/> Petition to Revive (Unintentional)	\$																																										
<input type="checkbox"/> Petitions Related to Provisional Applications	\$																																										
<input type="checkbox"/> Submission of Information Disclosure Statement	\$																																										
<input type="checkbox"/> Filing Submission After Final Rejection	\$																																										
<input type="checkbox"/> Recording Each Patent Assignment Per Property	\$																																										
<input type="checkbox"/> Filing Request for Reexamination	\$																																										
<input type="checkbox"/> Other (specify) Ten (1) advance patent copies	\$																																										
2. <input type="checkbox"/> Check Enclosed. The Commissioner for Patents is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to Deposit Account No. 50-0206 in the name of Hunton & Williams LLP, 1900 K Street, N.W., Suite 1200, Washington, D.C. 20006-1109.																																											
FEE CALCULATION																																											
1. BASIC FILING FEE <input type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 60%;"></td> <td style="text-align: right;">FEE PAID</td> </tr> <tr> <td>Utility Filing Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>Design Filing Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>Plant Filing Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>Reissue Filing Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>Provisional Filing Fee</td> <td style="text-align: right;">\$</td> </tr> </table>				FEE PAID	Utility Filing Fee	\$	Design Filing Fee	\$	Plant Filing Fee	\$	Reissue Filing Fee	\$	Provisional Filing Fee	\$																													
	FEE PAID																																										
Utility Filing Fee	\$																																										
Design Filing Fee	\$																																										
Plant Filing Fee	\$																																										
Reissue Filing Fee	\$																																										
Provisional Filing Fee	\$																																										
2. EXTRA CLAIMS FEES																																											
CLAIMS AS AMENDED																																											
For	Number Present	Highest Number Paid For	Extra	Rate		Amount																																					
				Large Entity	Small Entity																																						
TOTAL CLAIMS		20	0	x \$ 18.00	x \$ 9.00	\$ 0.00																																					
INDEPENDENT CLAIMS		3	0	x \$ 86.00	x \$ 43.00	\$ 0.00																																					
MULTIPLE DEPENDENT CLAIMS				\$ 290.00	\$ 145.00	\$ 0.00																																					
TOTAL EXTRA CLAIMS FEES						\$ 0.00																																					
SUBMITTED BY					Complete (if applicable)																																						
Typed or Printed Name	Nancy J. Flint			Registration No.	48,704																																						
Signature				Date	November 5, 2004																																						

FEE TRANSMITTAL MAIL STOP AF		<i>Complete If Known</i>																																							
		Application No.		09/477,422																																					
		Filing Date		January 4, 2000																																					
		First Named Inventor		Schaeffer																																					
		Examiner Name		T. H. Meeks																																					
Group Art Unit		1762																																							
Total Amount Of Payment (\$)		1320.00		Attorney Docket No.		13DV13434																																			
METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																					
1. <input checked="" type="checkbox"/> The Commissioner for Patents is hereby authorized to charge indicated fees and credit any over payments to Deposit Account No. 50-0206 in the name of Hunton & Williams LLP.				3. ADDITIONAL FEES																																					
				<table border="0" style="width: 100%;"> <tr> <td style="width: 60%;">Fee Description</td> <td style="width: 40%; text-align: right;">Fee Paid</td> </tr> <tr> <td><input type="checkbox"/> Surcharge - late filing fee or oath</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input checked="" type="checkbox"/> Three Month Extension of Time</td> <td style="text-align: right;">\$ 980.00</td> </tr> <tr> <td><input checked="" type="checkbox"/> Notice of Appeal</td> <td style="text-align: right;">\$ 340.00</td> </tr> <tr> <td><input type="checkbox"/> Filing Brief in Support of Appeal</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Request for Oral Hearing</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Design Issue Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Plant Issue Fee</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Commissioner</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Revive (Unavoidable)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petition to Revive (Unintentional)</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Petitions Related to Provisional Applications</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Submission of Information Disclosure Statement</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Filing Submission After Final Rejection</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Recording Each Patent Assignment Per Property</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Filing Request for Reexamination</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Other (specify) Ten (1) advance patent copies</td> <td style="text-align: right;">\$</td> </tr> </table>				Fee Description	Fee Paid	<input type="checkbox"/> Surcharge - late filing fee or oath	\$	<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	\$	<input checked="" type="checkbox"/> Three Month Extension of Time	\$ 980.00	<input checked="" type="checkbox"/> Notice of Appeal	\$ 340.00	<input type="checkbox"/> Filing Brief in Support of Appeal	\$	<input type="checkbox"/> Request for Oral Hearing	\$	<input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)	\$	<input type="checkbox"/> Design Issue Fee	\$	<input type="checkbox"/> Plant Issue Fee	\$	<input type="checkbox"/> Petition to Commissioner	\$	<input type="checkbox"/> Petition to Revive (Unavoidable)	\$	<input type="checkbox"/> Petition to Revive (Unintentional)	\$	<input type="checkbox"/> Petitions Related to Provisional Applications	\$	<input type="checkbox"/> Submission of Information Disclosure Statement	\$	<input type="checkbox"/> Filing Submission After Final Rejection	\$	<input type="checkbox"/> Recording Each Patent Assignment Per Property	\$
Fee Description	Fee Paid																																								
<input type="checkbox"/> Surcharge - late filing fee or oath	\$																																								
<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	\$																																								
<input checked="" type="checkbox"/> Three Month Extension of Time	\$ 980.00																																								
<input checked="" type="checkbox"/> Notice of Appeal	\$ 340.00																																								
<input type="checkbox"/> Filing Brief in Support of Appeal	\$																																								
<input type="checkbox"/> Request for Oral Hearing	\$																																								
<input type="checkbox"/> Utility Issue Fee (or Reissue) (including Publication Fee, if necessary)	\$																																								
<input type="checkbox"/> Design Issue Fee	\$																																								
<input type="checkbox"/> Plant Issue Fee	\$																																								
<input type="checkbox"/> Petition to Commissioner	\$																																								
<input type="checkbox"/> Petition to Revive (Unavoidable)	\$																																								
<input type="checkbox"/> Petition to Revive (Unintentional)	\$																																								
<input type="checkbox"/> Petitions Related to Provisional Applications	\$																																								
<input type="checkbox"/> Submission of Information Disclosure Statement	\$																																								
<input type="checkbox"/> Filing Submission After Final Rejection	\$																																								
<input type="checkbox"/> Recording Each Patent Assignment Per Property	\$																																								
<input type="checkbox"/> Filing Request for Reexamination	\$																																								
<input type="checkbox"/> Other (specify) Ten (1) advance patent copies	\$																																								
2. <input type="checkbox"/> Check Enclosed. The Commissioner for Patents is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to Deposit Account No. 50-0206 in the name of Hunton & Williams LLP, 1900 K Street, N.W., Suite 1200, Washington, D.C. 20006-1109.																																									
FEE CALCULATION																																									
1. BASIC FILING FEE <input type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity				<u>FEE PAID</u>																																					
Utility Filing Fee \$ Design Filing Fee \$ Plant Filing Fee \$ Reissue Filing Fee \$ Provisional Filing Fee \$																																									
2. EXTRA CLAIMS FEES																																									
CLAIMS AS AMENDED																																									
For	Number Present	Highest Number Paid For	Extra	Rate		Amount																																			
				Large Entity	Small Entity																																				
TOTAL CLAIMS		20	0	x \$ 18.00	x \$ 9.00	\$ 0.00																																			
INDEPENDENT CLAIMS		3	0	x \$ 88.00	x \$ 43.00	\$ 0.00																																			
MULTIPLE DEPENDENT CLAIMS				\$ 290.00	\$ 145.00	\$ 0.00																																			
TOTAL EXTRA CLAIMS FEES						\$ 0.00																																			
SUBMITTED BY						Complete (if applicable)																																			
Typed or Printed Name		Nancy J. Flint			Registration No.		46,704																																		
Signature					Date		November 5, 2004																																		

RECEIVED
CENTRAL FAX CENTER PATENT

NOV 05 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/477,422 Confirmation No.: 9215
Applicant : Schaeffer
Filed : January 4, 2000
Title : Nickel-Base Superalloy Having an Optimized Platinum-Aluminide Coating
TC/Art Unit : 1762
Examiner: : T. H. Meeks
Docket No. : 13DV13434
Customer No. : 21967

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR EXTENSION OF TIME AND
NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

REQUEST FOR EXTENSION OF TIME

Applicant respectfully requests a three month extension of time under 37 C.F.R. § 1.136(a) for responding to the Office Action mailed on May 5, 2004 in the above-captioned application. Accordingly, it is respectfully requested that the time for response be extended up to and including November 5, 2004.

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner rejecting claims 8-13, 16-18, 47, 73 and 112 in the above-captioned application.

The Commissioner is hereby authorized to deduct a total fee of \$1320.00 to cover the three month extension of time fee of \$980.00 and the Notice of Appeal fee of \$340.00. In the event of any variance between the amount enclosed and the fees determined by the U.S.

Appln. No. 09/477,422
Notice of Appeal dated November 5, 2004
Reply to Final Rejection dated May 5, 2004

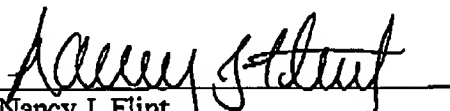
Patent and Trademark Office, please charge or credit any such variance to the undersigned's
Deposit Account No. 50-0206.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Dated: November 5, 2004
Hunton & Williams LLP
Intellectual Property Department
1900 K Street, N.W.
Suite 1200
Washington, DC 20006-1109
(202) 955-1500 (telephone)
(202) 778-2201 (facsimile)

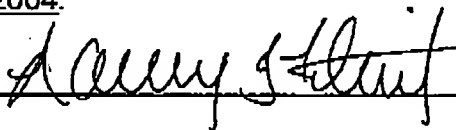
By:


Nancy J. Flint
Registration No. 46,704

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office
on November 5, 2004.



Signature

Nancy J. Flint

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this
certificate must identify each submitted paper.

1. Notice of Appeal plus Request for Three Month Extension of Time for U.S.
Patent Application Ser. No. 09/477,422 2 pages
2. Fee Transmittal Form (plus duplicate) 2 pages
3. Certificate of Fax Transmission, 1 page
4. Fax Cover Sheet, 1 page